

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**B & R SUPERMARKET, INC., d/b/a
MILAM'S MARKET, a Florida
corporation, et al., Individually and on
Behalf of All Others Similarly Situated,**

Plaintiffs,

V.

VISA, INC., et al.,

Defendants.

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Case No. 1:17-cv-02738-MKB-JAM

CLASS ACTION

**PLAINTIFFS' NOTICE OF MOTION FOR PRELIMINARY
APPROVAL OF SETTLEMENT WITH DISCOVER AND AMEX**

PLEASE TAKE NOTICE THAT, on a date and time to be determined by the Court, or as soon thereafter as the matter may be heard in the courtroom of the Honorable Margo K. Brodie, Courtroom 6F, United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201, Plaintiffs B & R Supermarket, Inc. (d/b/a Milam's Market), Grove Liquors LLC, Strouk Group LLC (d/b/a Monsieur Marcel), and Palero Food Corp. and Cagueyes Food Corp. (d/b/a Fine Fare Supermarket) ("Plaintiffs") will and hereby do move this Court, pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, for an order granting their Motion for Preliminary Approval of Settlement with Discover and Amex.

This motion is based on this notice and the accompanying memorandum in support thereof, the declaration of George C. Aguilar in support thereof and exhibits thereto ("Aguilar Decl."), the Amended Stipulation and Agreement of Settlement between Plaintiffs and defendant Discover Financial Services (Aguilar Decl., Ex. 1), the Stipulation and Agreement of Settlement between Plaintiffs and defendant American Express Company (Aguilar Decl., Ex. 2), the [proposed] order submitted herewith, the pleadings and other files herein, and such other written and oral argument as may be presented to the Court.

Dated: June 13, 2025

Respectfully submitted,

ROBBINS LLP

s/ George C. Aguilar

GEORGE C. AGUILAR (*pro hac vice*)

MICHAEL J. NICOUD (*pro hac vice*)

JACOB W. OGBOZO (*pro hac vice*)

5060 Shoreham Place, Suite 300

San Diego, CA 92122

Telephone: (619) 525-3990

Facsimile: (619) 525-3991

gaguilar@robbinsllp.com

mnicoud@robbinsllp.com

jogbozo@robbinsllp.com

DEVINE GOODMAN & RASCO, LLP

JOHN W. DEVINE

2800 Ponce De Leon Boulevard, Suite 1400

Coral Gables, FL 33134

Telephone: (305) 374-8200

Facsimile: (305) 374-8208

jdevine@devinegoodman.com

LAW OFFICES OF**THOMAS G. AMON**

THOMAS G. AMON

420 Lexington Avenue, Suite 1402

New York, NY 10170

Telephone: (212) 810-2430

Facsimile: (212) 810-2427

tamon@amonlaw.com

Class Counsel and Attorneys for Plaintiffs B & R Supermarket, Inc. (d/b/a Milam's Market), Grove Liquors LLC, Strouk Group LLC (d/b/a Monsieur Marcel), and Palero Food Corp. and Cagueyes Food Corp. (d/b/a Fine Fare Supermarket)

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2025, I caused a true and correct copy of the foregoing Plaintiffs' Notice of Motion for Preliminary Approval of Settlement with Discover and Amex, to be served via e-mail on the parties listed on the attached service list.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 13, 2025.

s/ George C. Aguilar

GEORGE C. AGUILAR

ROBBINS LLP

5060 Shoreham Place, Suite 300

San Diego, CA 92122

Telephone: (619) 525-3990

Facsimile: (619) 525-3991

gaguilar@robbinsllp.com

PLAINTIFFS' COUNSEL

FIRM	EMAIL ADDRESSES	ATTORNEYS FOR:
<p>George C. Aguilar Michael J. Nicoud Jacob W. Ogbozo ROBBINS LLP 5060 Shoreham Place, Suite 300 San Diego, CA 92122 Telephone: (619) 525-3990 Facsimile: (619) 525-3991</p> <p>John W. Devine DEVINE GOODMAN & RASCO, LLP 2800 Ponce De Leon Blvd., Suite 1400 Coral Gables, FL 33134 Telephone: (305) 374-8200 Facsimile: (305) 374-8208</p> <p>Thomas G. Amon LAW OFFICES OF THOMAS G. AMON 420 Lexington Avenue, Suite 1402 New York, NY 10170 Telephone: (212) 810-2430</p>	<p>gaguilar@robbinsllp.com; mnicoud@robbinsllp.com; jogbozo@robbinsllp.com; jdevine@devinegoodman.com; tamon@amonlaw.com</p>	<p>Class Counsel and Attorneys for Plaintiffs B & R Supermarket, Inc. (d/b/a Milam's Market), Grove Liquors LLC, Strouk Group LLC (d/b/a Monsieur Marcel), and Palero Food Corp. and Cagueyes Food Corp. (d/b/a Fine Fare Supermarket)</p>

DEFENSE COUNSEL

FIRM	EMAIL ADDRESSES	ATTORNEYS FOR:
<p>Damaris Hernández Peter T. Barbur Rebecca Spendley CRAVATH, SWAINE & MOORE LLP 825 Eighth Avenue New York, NY 10019</p>	<p>dhernandez@cravath.com; pbarbur@cravath.com; rpendley@cravath.com</p>	<p>Defendant American Express Company</p>

FIRM	EMAIL ADDRESSES	ATTORNEYS FOR:
<p>Jeanifer Ellen Parsigian Dana L. Cook-Milligan WINSTON & STRAWN LLP 101 California St., 35th Floor San Francisco , CA 94111</p> <p>James F. Herbison WINSTON & STRAWN LLP 35 West Wacker Drive, 39th Floor Chicago, IL 60601</p> <p>Jeffrey L. Kessler Eva W. Cole Johanna R. Hudgens WINSTON & STAWN LLP 200 Park Avenue New York, NY 10166</p>	<p>jparsigian@winston.com; dlcook@winston.com; jherbison@winston.com; jkessler@winston.com; ewcole@winston.com; jhudgens@winston.com</p>	<p>Defendant Discover Financial Services</p>
<p>Kenneth A. Gallo Craig A. Benson Lina Dagneu PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP 2001 K Street, NW Washington, DC 20006</p> <p>Brette Tannenbaum Yahonnes Cleary PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP 1285 Avenue of the Americas New York, NY 10019</p>	<p>kgallo@paulweiss.com; cbenson@paulweiss.com; ldagneu@paulweiss.com; btannenbaum@paulweiss.com; yccleary@paulweiss.com</p>	<p>Defendant Mastercard International Incorporated</p>

FIRM	EMAIL ADDRESSES	ATTORNEYS FOR:
<p>Matthew A. Eisenstein Karen C. Otto Mike Rubin Rosemary Szanyi ARNOLD & PORTER KAYE SCHOLER LLP 601 Massachusetts Ave., NW Washington, DC 20001</p> <p>Robert J. Vizas Sharon D. Mayo ARNOLD & PORTER KAYE SCHOLER LLP Three Embarcadero Center, 10th Floor San Francisco, CA 94111</p>	<p>matthew.eisenstein@arnoldporter.com; karen.otto@arnoldporter.com; michael.rubin@arnoldporter.com; rosemary.szanyi@arnoldporter.com; robert.vizas@arnoldporter.com; sharon.mayo@arnoldporter.com;</p>	<p>Defendant Visa Inc. and Visa U.S.A. Inc.</p>